

**Board of Public Works and Safety
Regular Meeting Minutes
May 16, 2016**

The regular meeting of the Board of Public Works and Safety of the City of Franklin, Indiana was called to order at 5:00 p.m. at City Hall, 70 E. Monroe Street, with Mayor Joseph E. McGuinness presiding. Board member Stephen Barnett answered roll call. Mr. Bob Swinehamer was absent.

Chief of Police Tim O'Sullivan, Fire Chief Dan McElyea, Parks Department Superintendent Chip Orner, Sewer Billing Office Manager Sherry Phillips, DPW Superintendent Rick Littleton, Community Development Director Krista Linke, City Engineer Travis Underhill, Street Commissioner Brett Jones, Clerk Treasurer Jayne Rhoades, Records Clerk Kathy Cragen, and City Attorney Lynnette Gray were also in attendance.

Mayor McGuinness led the Pledge of Allegiance.

Public Comments

Mr. Jim Crane came forward to thank everyone for their help on the Urban Forest project. Mr. Crane stated that to date 3000 trees have been planted in this area. Mr. Crane had a question regarding alleyways in this area, and wondering if they could be removed, he also asked for participation of the Board in support of Peter and Stephanie Crist who have donated a lot of financing for the trees, and limestone benches for the Urban Forest. Mr. Crane also stated that he had been looking into having a pergola built on the property at the southeast corner of South Street.

Consent Agenda

Mayor McGuinness presented the consent agenda for approval.

1. Approval of Minutes from meeting held May 2, 2016
2. Board of Works Claims.
 - #050716 Sewer Utilities in the amount of \$39,700.26
 - #050416 RDC Contracts/Utilities in the amount of \$84,389.32
 - #050616 BOW Contracts/Utilities in the amount of \$37,219.52
 - Payroll in the amount of \$339,196.80
 - #051516 Sewer Utility General Obligations in the amount of \$27,700.53
 - #051616 BOW General Obligations in the amount of \$54,512.42
 - #051416 Sewer Utilities in the amount of \$24,797.25
 - #051116 RDC Contracts/Utilities in the amount of \$160,294.18
 - #051316 BOW Contracts/Utilities in the amount of \$83,982.50

Mr. Barnett made a motion to approve the consent agenda as presented, seconded by Mayor McGuinness. A voice vote was taken with all members stating aye. The motion carried.

Old Business

There was no old business presented.

New Business

Request a Handicap Parking Space at 149 N. Jackson Street – Ms. Sheila Ingle came forward and presented this request. Ms. Ingle would like to have a handicap sign in front of her home at 149 N. Jackson Street. A discussion was held. Mr. Barnett made a motion to deny this request, seconded by Mayor McGuinness. A voice vote was taken with all members stating aye. The motion was denied.

Request Approval of Street Closures July 15th for Daily Journal Third Annual Street Party - Michele Holtkamp Editor of the Daily Journal came forward and stated this request was the same as last year's. They would like to close E. Court Street from Jefferson Street to Monroe Street, from Monroe to Water Street, and from Water to S. Main Street from 3:00 p.m. to 11:00 p.m. for their third annual street party. A discussion was held. Mr. Barnett made a motion to approve, seconded by Mayor McGuinness. A voice vote was taken with all members stating aye. The motion carried.

Request Approval of Street Closure for Storywalk Grand Opening at the Urban Forest on Monday, June 6, 2016 from 8:00 a.m. to 1:00 p.m. - Parks Superintendent Chip Orner introduced this request, and stated this would be a Storywalk in partnership with Johnson County Public Library with a grand opening at the Urban Forest. Mr. Barnett made a motion to approve closing Dunn Street to South Street to Franklin Place for the Storywalk grand opening June 6th from 8:00 a.m., to 1:00 p.m., seconded by Mayor McGuinness. A voice vote was taken with all members stating aye. The motion carried.

Request Approval of Change Order #1 for WWTP SCADA Improvements Project from Wessler Engineers – DPW Superintendent Rick Littleton asked that this item be removed from the agenda at this time. Mayor McGuinness made a motion to remove this item from the agenda, seconded by Mr. Barnett. A voice vote was taken with all members stating aye. The motion carried, and the item will be removed.

Board of Works Resolution No.: 16-06 A Resolution Authorizing a Master Tax-Exempt Lease Purchase Agreement with the City of Franklin and U.S. Bancorp Government Leasing and Finance, Inc.

- City Attorney Lynn Gray stated she has reviewed this lease/purchase agreement for the Parks Department. Parks Superintendent Chip Orner read the list of vehicles and equipment that need to be replaced in the Parks Department and Cemetery. A discussion was held. Mr. Barnett made a motion to approve, seconded by Mayor McGuinness. A voice vote was taken with all members stating aye. The motion carried.

Request Approval of Agreement with Indiana American Water Company for Jefferson Street Project

- City Engineer Travis Underhill stated this pertains to a portion of Jefferson Street, King Street, & Forsythe Street to be bid in July. This agreement is with Indiana American Water Company for work that must be done before paving can be started. Mr. Underhill stated that this is actually two agreements one for \$588,945.00, and one for \$633,065.00. Mr. Underhill stated that this will be taken to the Redevelopment Commission (RDC) at a future meeting for approval of funding. Mr. Barnett made a motion to approve both agreements with Indiana American Water Company pending (RDC) funding, seconded by Mayor McGuinness. A voice vote was taken with all members stating aye. The motion carried.

Request Approval of Professional Services Agreement with First Group Engineering, Inc. to Update Asset Management Plan & Franklin Road Maintenance Bid Assistance

- City Engineer Travis Underhill stated this is year four in this program, and in order to have access to grant money we are required to have an up to date asset management plan. The cost of this agreement is \$26,000.00. A discussion was held. Mr. Barnett made a motion to approve, seconded by Mayor McGuinness. A voice vote was taken with all members stating aye. The motion carried.

Request Approval of Change Order #1 with Scenic Construction for the Community Park Drainage Improvements Project

- City Engineer Travis Underhill stated last year drainage improvements were done in Community Park, it was noticed that additional work needed to be completed at a cost of \$1,500.00, which is what this change order is for. A discussion was held. Mr. Barnett made a motion to approve, seconded by Mayor McGuinness. A voice vote was taken with all members stating aye. The motion carried.

Request Approval of Traffic and Parking Schedules

- City Engineer Travis Underhill stated this has been brought before the Board in the past, and the map they are now seeing depicts the two (2) hour downtown parking area. Mr. Underhill stated that the new ordinance in regard to this item goes in to effect Wednesday of this week. Mr. Barnett made a motion to approve, seconded by Mayor McGuinness. A voice vote was taken with all members stating aye. The motion carried.

Request Approval of USACE Feasibility Study Cost Sharing Agreement, Flood Mitigation on Hurricane and Youngs Creek

- City Engineer Travis Underhill stated several years ago there was a request for the Army Corp of Engineers assistance following the 2008 flood. This

agreement is a feasibility study in partnership with the Army Corp of Engineers, and would be \$148,005.00 for our portion. This would be a study regarding streambank stabilization for Youngs Creek corridor within city limits and retention facilities on Hurricane Creek. Mr. Underhill stated that the feasibility study would be a 50/50 cost share. The construction portion would be 65/35 cost share with 35% being the City of Franklins commitment. Mr. Underhill stated that this study should yield a substantial amount of documentation that would be helpful in the future. City Attorney Gray stated that she had some comments regarding technical provisions of the agreement before the Board. This is the third version of the agreement, and there were some things she wanted the Board to know. There are two copies before the Board. One with attorney comments, and one without. She knows Mr. Underhill feels strongly about this but there are some things to point out. The first two versions of the agreement, were commented upon and returned to the federal government. Some comments were addressed but this version is the final one the government will agree to. Of importance is there is no cap on our contribution responsibility, although it is anticipated to be \$148,500.00 but not capped. From a legal standpoint, this is concerning. The protective mechanism for the City is that the Federal Government is to give us a quarterly accounting of where we stand, and that we can terminate with 30 days' notice. Ms. Gray stated that she is not recommending the City not sign the agreement because Mr. Underhill feels strongly that it is needed, but there must be an awareness and close monitoring by the office of where we stand on the project. Mr. Underhill did offer that he felt the department had an in-house fail safe to pay as it goes from Stormwater, and Mr. Underhill will monitor as the project goes along. A discussion was held. Mr. Barnett made a motion to approve, seconded by Mayor McGuinness. A voice vote was taken with all members stating aye. The motion carried.

Request Approval to Transfer Vehicle from Planning Department to Parks Department

2006 F150 Truck VIN #3729 – Mayor McGuinness stated this truck is no longer being used by the Planning Department, and they would like to transfer it to the Parks Department. Mr. Barnett made a motion to approve the transfer, seconded by Mayor McGuinness. A voice vote was taken with all members stating aye. The motion carried.

Request Approval and Execution of Outdoor Lighting Service Agreement for Heritage,

Section 6 - Senior Planner Joanna Myers stated this is for outdoor lighting for Heritage Section 6, which would entail one street light that would be added to our monthly bill. This would be around \$5.00 per month. A discussion was held. Mr. Barnett made a motion to approve and authorizing Mayor McGuinness to sign the agreement, seconded by Mayor McGuinness. A voice vote was taken with all members stating aye. The motion carried.

Request Release of Performance Bonds for Heritage Section 6, and Acceptance of

Maintenance Bonds for Heritage Section 6 - Senior Planner Joanna Myers read the bond numbers and amounts she is requesting to be accepted: Maintenance Bond #5055814 Roll Curb \$4,016.81; Maintenance Bond #5055815 Sanitary Sewers \$13,173.75; Maintenance Bond #5055816 Stabilization, Binder & Subsurface Drains \$23,058.23; Maintenance Bond #5055817 Storm Sewers, Underdrains & Swales \$12,373.25. Bonds to be released: Performance Bond

#5043628 Sanitary Sewers \$63,234.00; Performance Bond #5043629 Storm Sewers, Swales & Underdrains \$59,391.60; Performance Bond #5043631 Streets Stabilization Binder & Underdrains \$110,679.48; Performance Bond #5043635 Curbs \$19,280.70. Mr. Barnett made a motion to approve release of all Performance Bonds, seconded by Mayor McGuinness. A voice vote was taken with all members stating aye. The motion carried. Mr. Barnett made a motion to approve acceptance of all Maintenance Bonds, seconded by Mayor McGuinness. A voice vote was taken with all members stating aye. The motion carried.

Request Approval of Acceptance of the Secondary Plat for Replat of Block A & Common Area of Kroger Subdivision - Senior Planner Joanna Myers stated that this was ready to be approved. A discussion was held. Mayor McGuinness made a motion to approve, seconded by Mr. Barnett. A voice vote was taken with all members stating aye. The motion carried.

Other Business

Ray's Monthly Trash & Recycling Report - Informational Purposes Only

City Attorney Lynn Gray stated they are ready to publish a notice for bids for a fire truck, and they need the Board's approval. Mayor McGuinness made a motion to approve, seconded by Mr. Barnett. A voice vote was taken with all members stating aye. The motion carried.

Department Reports / Staff Reports

Parks Superintendent Chip Orner stated that the pool will be open this coming weekend.

Police Chief Tim O'Sullivan stated he had received a request from the Franklin American Legion Post 205 to block Jefferson Street from Jackson to Water Street for the annual Memorial Day service at 10:45 a.m. to 11:45 a.m., Monday, May 30th. Mayor McGuinness made a motion to approve, seconded by Mr. Barnett. A voice vote was taken with all members stating aye. The motion carried.

Fire Chief Dan McElyea came forward to thank Firefighter Jason Powell for his work in applying for a FEMA Grant they received in the amount of \$216,000.00.

Community Development Director Krista Linke reminded everyone that "Strawberries on the Square" would be May 27th.

Street Commissioner Brett Jones stated that they have been working on road construction projects on Commerce, Earlywood, Westview and Arvin.

City Engineer Travis Underhill stated that striping was the only thing left on the 2015 paving project. Mr. Underhill also stated that work is continuing on King Street, and that signs would be going up in advance around the I-65 area warning of future road construction. He also stated that advertising had been sent out for the 2016 Paving Program as of today.

City Clerk-Treasurer Jayne Rhoades stated that we had received 2.3 million dollars back from the state for road work.

City Attorney Gray told the Board that in 2015 the city collected \$10,040.00 in ordinance violations for truck weight limits, and \$675.00 in other traffic violations. This year to date we have collected \$7,230.00 in truck weight violations, and \$510.00 in parking violations.

Adjournment

As there was no further business to come before the Board of Works, a motion and a second were made to adjourn at 5:42 p.m.

Respectfully submitted,

Jayne Rhoades, Clerk-Treasurer
Enrolled: 5/24/16

Joseph McGuinness, Mayor

Attest:

Jayne Rhoades, Clerk-Treasurer